

STATE OF MICHIGAN
DEPARTMENT OF LABOR AND ECONOMIC GROWTH
OFFICE OF FINANCIAL AND INSURANCE SERVICES
Before the Commissioner of Financial and Insurance Services

**Office of Financial and Insurance
Services,
Petitioner**

v

**David T. Towner,
Respondent**

**Case No. 06-533-L
Docket No. 2006-429**

For the Petitioner:

**William Peattie (P48006)
Office of Financial and Insurance Services
611 W. Ottawa, 3rd Floor
P.O. Box 30220
Lansing, MI 48909**

For the Respondent:

**David T. Towner
135C Senatorial Drive
Greenville, DE 19807**

**Michael W. Donovan
Smith Haughey Rice and Roegge
200 Calder Plaza Building
250 Monroe Street NW
Grand Rapids, MI 49503**

**Issued and entered
this 11th day of January 2007
by Linda A. Watters
Commissioner**

FINAL DECISION

The Administrative Law Judge issued a Proposal for Decision (PFD) dated December 6, 2006. Neither party filed exceptions.

The factual findings in the PFD are in accordance with the preponderance of the evidence and the conclusions of law are supported by reasoned opinion. Those findings and conclusions are adopted. The PFD is attached and made part of this final decision.

In addition to the considerations above, it is important that the Respondent did not file exceptions to the Proposal for Decision. Michigan courts have long recognized that the failure

to file exceptions constitutes a waiver of any objections not raised. *Attorney General v. Public Service Comm* 136 Mich App 52 (1984).

ORDER

Therefore, it is ordered that the Respondent's insurance producer license is revoked. In addition, Respondent shall make restitution to the following entities in the amounts specified:

\$9,087.25

\$5,903.00

\$45,312.00